ESTTA Tracking number:

ESTTA460638 03/08/2012

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91203454	
Party	Plaintiff The Honorable Order of Kentucky Colonels, Inc.	
Correspondence Address	Matthew A. Williams Wyatt, Tarrant & Combs, LLP 500 West Jefferson Street, Suite 2800 Louisville, KY 40204 UNITED STATES mwilliams@wyattfirm.com	
Submission	Motion for Default Judgment	
Filer's Name	Matthew A. Williams	
Filer's e-mail	mwilliams@wyattfirm.com	
Signature	/Matthew A. Williams/	
Date	03/08/2012	
Attachments	60141378-v2-KENTUCKY COLONEL - Motion for Defaul Judgment.pdf ( 2 pages )(85920 bytes )	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

THE HONORABLE ORDER OF )		
KENTUCKY COLONELS, INC.		
Opposer )	Opposition No. <u>91203454</u>	
v. )	Application No.:	85/342,010
)	Filing Date:	June 9, 2011
HERITAGE TOBACCO GROUP, LLC	C	•
	Mark: KENTUCK	Y COLONEL
Respondent )	Clas	ss: 034

## **MOTION FOR DEFAULT JUDGMENT**

Pursuant to the Board's Order dated January 20, 2012, Respondent's Answer in this matter was due on February 29, 2012. To date, Respondent has not filed an answer and is therefore in default. Accordingly, Opposer hereby respectfully moves the Board to enter default judgment against Respondent and grant Opposer's Notice of Opposition as permitted by 37 C.F.R. § 2.106(a).

Respectfully submitted,

/Matthew A. Williams/ William H. Hollander

Matthew A. Williams WYATT, TARRANT & COMBS, LLP 500 West Jefferson Street, Suite 2800 Louisville, Kentucky 40202-2898 502.589.5235

Counsel for The Honorable Order of Kentucky Colonels, Inc.

## **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the Motion for Default Judgment has been served upon the following, by U.S. mail, postage prepaid, on this the 8<sup>th</sup> day of March, 2012:

Andrew J. Heinish REINHART BOERNER VAN DEUREN P.C. 2215 Perrygreen Way Rockford, Illinois 61107 Attorney of Record, Heritage Tobacco Company, LLC

/Matthew A. Williams/

One of Counsel for The Honorable Order of Kentucky Colonels

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